I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: April 19, 2010

Electronic Signature for William A. Di Bianca: /William A. Di Bianca/

Docket No.: SPINE 3.0-437 CPCPCPCPCPCP I CON III (PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Errico et al.

Application No.: 10/663,488 : Group Art Unit: 3738

Filed: September 16, 2003 : Examiner: B. E.

Pellegrino

For: INTERVERTEBRAL SPACER DEVICE
HAVING AN ENGAGEMENT HOLE FOR
MANIPULATION USING A SURGICAL

TOOL

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## **AMENDMENT**

Dear Sir:

In response to the Official Action mailed January 24, 2010, Applicants submit the following amendments and remarks.